127

Previous references.

Ch File No. 109 of 04

1906.07
(Courts)

Serial Nos. 243

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 243

Part B. for April 1907

SUBJECT.

Delegation to Amildars of powers referred to in Sec 97 of the Land Revenue Code of enabling superior holders to recover arrears of rent due from Shikmidars. Subj No 5 of the R.A. Progs for 1903

Table of contents

From the Revenue Commr in Mysore.
No 2984 dt 28.9.1904.

States that the power has been delegated to all the Amildars in the Districts of Shimoga, Kolar, Kadur and Mysore excluding the Taluks of T. Narsipur and Seringapatam but not to those in the remaining 4 Distts and that in his opinion all the Amildars and Dt Amildars ma.

G. R. S. 58

the powers
Mundy for the office

2 to the Revenue Commr in Mysore
No. 3189 97 & 17-4 1907

agree with the opinions of the Revenue Commissioner & Dy Comrs of Distts that the existing provisions of the Law & Revenue Code Secs 9 & 18 afford the necessary facilities and that no further legislation is necessary, and directs that the powers of Dy Comrs under Secs 9 & 98, be delegated to all Assistant and Deputy Assistants.

G. R. S. 11] 1904-05

GENERAL AND REVENUE SECRETARIAT.

(Courts.)

NOTES.

File No. 109.

File Heading.

Delegation to Amildars of power referred to in Sec 97 of the L. R. Code of enabling Superior holders to recover arrears of Peshkash due from Shekhmidars, Subject No 5 of the G.A. Proc for 1903.

From

The Revenue Commissioner in Mysore.

No. 2984 Dated 28/9/04. Received 7/10/04.

Diary No. J 776. | Enclos. Eight Spare Copies. - | Serial No. 2

Brief Abstract of Letter.

States that the power has been delegated to all the Amildars in the Districts of Shimoga, Kolar, Kadur & Mysore excluding the Taluks of T. Narsipur & Seringapatam but not to those in the remaining 4 Districts & that in his opinion all the Amildars & Dy Amildars may be granted the power ex officio.

NOTES AND ORDERS.

1 The members of the Representative Assembly in Subject No 5 of last year having requested that the Absent Recovery Act which is in force in Madras may be introduced into this State as it will enable Amildars to dispose of cases

Notes—First sheet.

MGC PB—25,000—16-8-04

G.R.S. 12]

General and Revenue Secretariat. | File No. of 190

Serial No.

relating to arrears of Rent between Khalidars and Thikanidars, the Revenue Commissioner was asked to report if he in consultation with the Dy. Commissioners of Districts whether all the Khalidars in their respective Districts have been delegated the powers referred to in Sec 97 of the L.R. Code, as that section gives the remedy sought for. He now gives the present reply. Submitted for orders

12/10/04. 12-10-04. Neither the Rev. Comr. nor the Dy. Comrs. are for giving any further facilities than those contained in S. 97 of the Rev. Code. This is a Revenue matter. 13 Oct 04.

Secy

Submitted to the Dewan Saheb

Sec: 97 of the Rev: Code & Sec: 3 of the Rev: Rules provide for Khalidars being given the power of levying the assessment due from inferior holders & superior holders,

NOTE—Contn. sheet.

MGCPB—10,000—31-8-04.

G.R.S., 12

General and Revenue Secretariat. | File No. of 190

Serial No.

& I humbly submit that that provision is sufficient for all intents & purposes. No further legislation seems called for

13.10.1904

2251/14.10.04

4 The question is whether such legislation as is required & prayed for is necessary and there is a good deal to be said on both sides — and I think is one which ought to be placed before the Lieutenant Governor. I take action accordingly

26.XII.04

To the Registrar for circulation

27.12.1904

GENERAL AND REVENUE SECRETARIAT.

1/

576

Matter for Council Meeting to be held on

at

Subject.

Whether, in order to enable Amildars to recover the arrears of rent due to Khatedars by their tenants or Shikmidars, further legislation than what is provided in Section 97 of the Land Rev: Code is necessary, as prayed for by the members of the Legs: Assembly.

Circulated to Councillors.

By Order,

29:12: 1904 Secretary.

made 29/12/04

2.216
1.1.1905
withdrawn

Rajamanthra Pravina
C. Sreenivasangar Esqr.
First Councillor

Seen C.
1/1/05

2. Rao Bahadur
6-1-1905 C. Madaiah Esqr
Second Councillor

Seen
5/1/05

made 6/1/05
142
6-1-05.

To Council
5.1.1905

G. R. S. 17 File resubmitted to the Dewan Sahib as directed in council this morning
P. L. O 21.2.1905

C.516

11899

There is no time to be
lost in this matter - This
must be taken
up with the Privy Council
in regard

15.III.06

Not all copy of the Rent Recovery Act received from the Office is putup with this. Fix to 26 The opinion is also put up

To Council Branch
to
5.3.1906
or
15.3.1906

Circulated again to the 1st and 2d Councillors.

9th April '06

Secretary

1. J. Ananda Rao Esqr. B.A.,
First Councillor.

2. H.P. Puttanna Chetty Esqr.
Second Councillor.

C.25
9.4.1906

The Opinion has been moved as per communication letter No 2984 dt 28.12.04

+ Paper under disposal

The powers already contained in the Code are enough. and all the Mudaliars + Dy Mudaliars may be empowered to exercise them.

28/3/07

2d Councillor

G.R.S. 12]

General and Revenue Secretariat.

File No. of 190

Serial No.

9 Subs to Police with the Queen
& the Councillors
1920

3954
4.3.07

~~Issue Receipt Book~~

GPB—50,000—23 10-05

Submitted to His Highness.

10 In the Dasara Representative Assembly of 1903, it was suggested that in order to afford facilities to Khatedars to recover rents from tenants and shikmidars without resort to Civil Courts, legislation similar to the Madras Rent Recovery Act might be introduced in the State.

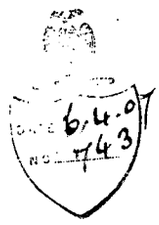
11 The opinions of the Revenue Commissioner and Deputy Commissioners have been obtained and they are to the effect that the existing provisions of the Land Revenue Code, Section 97, afford the needful facilities for recovery of rents and that no further legislation is necessary.

12 The Councillors are also of the same opinion and think that all Amildars and Deputy Amildars may be empowered under Section 97 Land Revenue Code. I concur in this opinion.

6/4/1907

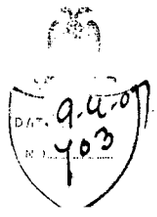
Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.



Representation of the Dasara Assembly, for certain facilities to Khatedars recovering rents &c from Shikmidars, without resort to Civil Courts.

710



Order.

13 ~~KRW~~
8/4/07

8/4/07

14 Dispatch done.
8/4/07
11/4

11/4

G.R.S. 12]

General and Revenue Secretariat.

6b File No. 109 of 190 4/05

Serial No.	
15	Draft dated 15/4/07 sd/- [illegible] 15/4/07
16	Issue sent to Mr I for further action by him 15/4/07
3	To the Revenue Commr in Mysore returning the original enclosures from the Deputy Commrs of Districts No 3189-97 dt 17.4.07 Agrees with the opinions of the Revenue Commr and the Deputy Commrs of ~~Hqrs~~ Districts that the existing provisions of the Land Revenue Code Sects 97 & 98 afford the needful facility and that no further legislation is necessary and directs that the powers of Deputy Commrs under Secs 97 & 98 be delegated to the Amildars and Deputy Amildars.

Sent to Print 17.4.

Note—Contn. sheet

GPB—40,000—12 5-06

III
Sec 7/10
(Jeris)

L 7796.

1904—1905.

From

T. ANANDA ROW, Esq.,
Revenue Commissioner
in Mysore.

To

The Secretary to Government of
H. H. the Maharaja of Mysore,
General & Revenue Departments.

Dated 28th September 1904.

Despatched 6th Oct

Received

No. 2984

ENCLOSURE No. 8

Forwarding the replies received from the Deputy Commrs. of Districtss in the matter of Subject No.5 of the D.R.A.Proceedings, of 1903, with his remarks thereon

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2/cp 109/04

J795

No. 2984

OFFICE OF THE REV. COMR. IN MYSORE,
Bangalore.....28th.....September.....*190* 4.

FROM

T. ANANDA ROW, ESQ., B.A.,
Revenue Commissioner in Mysore.

To

The Secretary to the Government of His Highness
the Maharaja of Mysore,
General and Revenue Departments.

SIR,

K

With reference to your docket No. 2659/J dated 8th June 1904 regarding Subject No.5 of the D.R.A.Proceedings of 1903, I have the honor to forward herewith the replies received from all the Deputy Commissioners of Districts in the matter.

2. It will be seen therefrom that in the Districts of Shimoga, Kolar and Kadur, the power referred to in Section 97 of the Land Revenue Code has been delegated to all the Amildars, that in the District of Mysore the power has been delegated to all the Amildars except that of T.Narsipur and Seringapatam. and that in the other four Districts of Bangalore, Hassan, Tumkur and Chitaldrug the power has not been delegated to the Amildars.

3. In my opinion all Amildars and the Deputy Amildars may ex-officio be empowered in this behalf in all the Districts. The measure will doubtless be beneficial to the land owning ~~classes~~ classes and there is no valid reason for fearing (as the Deputy Commissioners of Bangalore and Hassan have feared) that the power will be ~~allowed~~ abused or misapplied. Errors of judgment can be easily rectified by vigilant Deputy Commissioners and after a very short experience these errors will

disappear

G.R.S. 28]

ab

c/b File No. 109.

Serial No. 3

Diary No. of letter replied to 9716/05

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

(68)

K

, the 190

Date of issue 17-4-07

Signed by Mr Matthan

READ:—

Subject no 5 of the Proceedings of the Representative assembly of 1903 ~~regarding~~ about ~~the creation of certain~~ affording facilities to Shanbogs for recovering rents ~~etc~~ from their tenants ~~Shanbogs~~ without resort to civil courts

2. Correspondence ending with letter no 2954 dated the 28/9/04, from the Revenue Commissioner in Mysore, stating that the delegation to all Amildars and Deputy Amildars

over

ORDER THEREON.—

G.

82.

SUBJECT.

Cabinet 558. 1784

14

~~[illegible]~~ of the powers referred to in section 6 referred to in Section
97 of the Land Revenue Code
~~is~~ to render assistance to
~~of~~ enabling superior ~~Land~~ holders in
~~to~~ recovery ~~of~~ rent
due from inferior holders
would be beneficial to the
land owning classes.

Order thereon no. J3189-97 dt 17.6.07
dis 7.09 of 3
(It was suggested) in the ~~Line~~ sent
(the Representative assembly
of 1903, that in order to
afford facilites to superior holders
to recover rents from tenants
and ~~the~~ inferior holders without
resort to Civil Courts, Legislation
similar to the Madras Rent
Recovery Act might be
introduced in the State.
The opinions of the Revenue
Comr and the Deputy Comrs were called for ~~from~~ actg subject.
Three officers are opposed
are to the effect that the
existing provisions of the
Land Revenue Code, Sections 97 & 98

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

afford the needful facilities for recovery of rents and that no further legislation is necessary. But the powers under this section can now be exercised only by the Deputy Commissioner in the absence of any delegation of the same to the subordinate authorities. This does not seem to have had the desired effect and the Revenue Commissioner is of opinion that it would be beneficial to empower ex-officio all Amildars and Deputy Amildars in this behalf in all the Districts.

Government agree with this opinion and direct that all Amildars and Deputy Amildars be empowered as suggested above. The Revenue Commissioner is requested to take necessary steps to give effect to this order.

(P.T.O.)

Govt. agree in the above views, and direct that ~~all Amildars + Deputy Amildars~~ the powers of Deputy Commissioners under sections 97 + 98 of the L.R. Code be delegated to all Amildars + Dy. Amildars in

Order

C.

Secretary

Do the Revenue Court in ordering the original enclosure
Deputy Commissioner of Districts

Ins SW
15/4/07 15/4/07

Copy to Port I for note & issue as necessary urgent

SW
15/4/07